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5 Counsel for Defendant QUITMEYER

6  
7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,  
10 Plaintiff,

11 vs.

12 CAROL QUITMEYER,  
13 Defendant.

)  
) No. CR 07-296 MAG

)  
) STIPULATION AND ORDER  
) CONTINUING EVIDENTIARY  
) HEARING

) Date: October 4, 2007  
) Time: 2:15 p.m.  
) Court: The Honorable Nandor J.  
) Vadas  
)  
)

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16  
17 STIPULATION

18 The parties hereby agree and request this Court to continue the evidentiary hearing in the above-  
19 captioned matter from October 4, 2007 at 2:15 p.m. until October 18 or October 19, 2007, at any time  
20 convenient to the Court. The continuance is requested by defense counsel for two reasons. First, the  
21 defense investigator assigned to this matter is planning to be out of town for the remainder of the  
22 week on a different case, and defense counsel will not be able to call her investigator to testify.  
23 Second, defense counsel is having trouble locating one witness for the hearing. week.

24 For these reasons, defense counsel requests a continuance of the evidentiary hearing date to  
25 October 18 or October 19, 2007. Each counsel is open to changing the hearing to any time during  
26 those days, with following exception:

1 On October 18, 2007 government counsel is not available at 9:30 a.m. Neither party is available  
2 at 2:30 p.m., as each has an appearance scheduled before the Honorable Jeffrey S. White.

3 On October 19, 2007 government counsel is not available at 9:30 a.m., 10:30 a.m., and 11:00  
4 a.m.. Both counsel are free all afternoon on October 19, 2007.

5 The parties still anticipate that the hearing will take no longer than 1.5 hours.

6  
7 It is so stipulated.

8  
9 DATED: 10/01/07

/s/  
\_\_\_\_\_  
ELIZABETH M. FALK  
Assistant Federal Public Defender

11 DATED: 10/01/07

/s/  
\_\_\_\_\_  
WENDY THOMAS  
Assistant United States Attorney

13 I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
14 “conformed” signature (/S/) within this e-filed document.  
15

16 **[PROPOSED] ORDER**

17 For good cause shown, the evidentiary hearing in the aforementioned matter is hereby  
18 CONTINUED to October \_\_\_\_\_ at \_\_\_\_\_. The October 4, 2007 hearing at 2:15 p.m.  
19 is hereby vacated.  
20

21 DATED:

\_\_\_\_\_  
THE HONORABLE NANDOR J. VADAS  
UNITED STATES MAGISTRATE JUDGE

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26 STIP & ORDER CONTINUING  
EVIDENTIARY HEARING  
*United States v. Quitmeyer*  
CR 07-296 MAG